



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Brain Dubinsky

Examiner: Unknown

Application No.: 10/626,196

Art Group: Unknown

Filed: July 22, 2003

For: INFLATABLE BALANCING GAME

INFORMATION DISCLOSURE STATEMENT

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

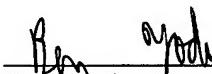
In accordance with Applicant's duty of disclosure under 37 CFR §1.56, and in accordance with 37 CFR §§1.97-1.98, Applicant submits the enclosed modified Form PTO/SB/08. The above-referenced patent application was filed after June 30, 2003, therefore Applicant does not submit each cited U.S. patent, as allowed by the U.S.P.T.O. waiver of 37 CFR 1.98 (a)(2)(i).

It is hereby stated that this Information Disclosure Statement is being filed prior to the issuance of the initial Office Action, and therefore, no petition or fee is required. However, in the event a petition is needed for consideration of this Information Disclosure Statement, Applicant hereby so petitions. Please charge any fee due to Deposit Account No. 09-0946.

Respectfully submitted,

IRELL & MANELLA LLP

Dated: October 21, 2003

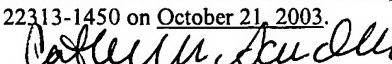


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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail with sufficient postage in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 21, 2003.



Catherine M. Sanders

10-21-2003

Date



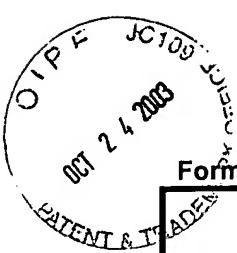
Form PTO/SB/08A (Modified)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if known		
				Application Number		10/626,196
				Filing Date		July 22, 2003
				First Named Inventor		Brian Dubinsky
				Group Art Unit		Unknown
				Examiner Name	Unknown	
Sheet	1	of	2	Attorney Docket Number		
158125-0003 (P001)						

U.S. PATENT DOCUMENTS					
Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code		
	1	5,772,535		Murphy	06-30-1998
	2	5,632,490		Brown	05-27-1997
	3	3,460,830		Barlow et al.	08-12-1969
	4	3,795,400		Glass et al.	03-05-1974
	5	3,870,304		Minnick	03-11-1975
	6	4,538,817		Ramella	09-03-1985
	7	4,881,733		Rehkemper et al.	11-21-1989
	8	5,632,490		Brown	05-27-1997
	9	2,516,997		Kellinger et al.	08-01-1950
	10	1,905,169		Hartle	04-25-1933
	11	1,486,690		Scheliga	03-11-1924
	12	2,581,644		Frick	01-08-1952
	13	2,516,997		Kellinger et al.	08-01-1950
	14	3,476,391		Fejko	11-04-1969
	15	5,326,328		Robinson	07-05-1994
	16	5,673,813		Russel	10-07-1997
	17	6,497,407	B2	Humphrey	12-24-2002
	18	5,435,570		Labrasseur	07-25-1995
	19	719,456		Gailey	02-03-1903
	20	757,440		Croxford	04-19-1904
	21	2,247,852		Saunders	07-01-1941
	22	2,301,265		Fandrey	11-10-1942
	23	2,602,264		George	07-08-1952
	24	3,368,814		Kolwicz	02-13-1968
	25	3,818,628		Ensmann et al.	06-25-1974
	26	4,726,592		Callaham	02-23-1988
	27	4,744,565		Newberger	05-17-1988
	28	4,863,175		Ricks, Jr. et al.	09-05-1989
	29	5,615,887		Park	04-01-1997
	30	5,879,731		Beckett et al.	03-09-1999
	31	3,572,703		Greene	03-30-1971
	32	4,696,473		Wyzykowski	09-29-1987
	33	4,733,863		Novotny	03-29-1988
	34	RE37,362	E	D'Andrea	09-11-2001
	35	4,043,554		Wolf	08-23-1977

Examiner: _____ Date Considered: _____

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609.
 Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.


Form PTO/SB/08A (Modified)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if known	
				Application Number	10/626,196
				Filing Date	July 22, 2003
				First Named Inventor	Brian Dubinsky
				Group Art Unit	Unknown
				Examiner Name	Unknown
Sheet	2	of	2	Attorney Docket Number	158125-0003 (P001)

U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code			
	36	2,039,121		Semple	04-28-1936	
	37	2,103,467		Konikoff	12-28-1937	
	38	3,114,548		Taft, Jr.	12-17-1963	
	39	3,559,989		Breslow	02-02-1971	
	40	4,057,247		Morrison	11-08-1977	
	41	4,932,655		Kurita	06-12-1990	
	42	5,007,636		Pagani	04-16-1991	
	43	5,954,340		Tedesco	09-21-1999	

FOREIGN PATENT DOCUMENTS							
Examiner Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Office	Number	Kind Code			

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

Examiner: _____ Date Considered: _____

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609.
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FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 0.00)

Complete if Known	
Application Number	10/626,196
Filing Date	July 22, 2003
First Named Inventor	Brian Dubinsky
Examiner Name	Unknown
Art Unit	Unknown
Attorney Docket No.	158125-0003 (P001)

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

Deposit Account:

Deposit Account Number	09-0946
Deposit Account Name	Irell & Manella LLP

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION
1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)		
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)		(\$ 0.00)	

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	X	=
			- 3** =	X	=

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$ 0.00)

*or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

(Complete if applicable)

Name (Print/Type)	Ben J. Yorks	Registration No. (Attorney/Agent)	33,609	Telephone	949-760-0991
Signature				Date	October 21, 2003

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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